

Wiley Johnson, Mayor

*Council Members:*

Bob Jackson, Mayor Pro Tem  
Walter Bailey  
Aaron Brown  
Christine Czarnik  
Kima Garten-Schmidt  
William McIntosh



*Clerk-Treasurer*  
Lisa L. Wallace

*Town Attorney*  
G. Waring Parker

Town of Summerville  
**COUNCIL MEETING MINUTES**  
**April 13, 2016**

**ATTENDANCE**

Present: Mayor Wiley Johnson, Mayor Pro-Tem Bob Jackson and Council members Walter Bailey, Aaron Brown, Christine Czarnik, Kima Garten-Schmidt, and Bill McIntosh. Interim Town Administrator Lisa Wallace was also present. Town Attorney, G.W. Parker, arrived just before the executive session. Members of the press and the public were duly notified of the meeting and were also present.

**CALL TO ORDER**

The regular monthly meeting of Summerville Town Council was called to order at 6:30 p.m. on Wednesday, April 13, 2016. The meeting was opened with prayer by Ms. Garten-Schmidt, followed by the Pledge of Allegiance.

**PUBLIC COMMENTS**

Sydney Lima, recently crowned Miss Summerville Teen and a sophomore at Pinewood Preparatory School, talked about the Help Fight Hunger Food Drive and announced the drop-off locations in Summerville. John Nicholas Hayes provided councilmembers with a written report describing the dangers of the Zika virus and requested that local agencies work together so that wetlands can be sprayed with appropriate pesticides. Joe Meehan of Prestwick Court expressed concern over the proposed panhandler ordinance particularly with the phrase "non-profits" that was used during the discussion and asked that council not include non-profits in this proposed ordinance. He also commended Mayor Johnson for the recent article in the Journal Scene about the projects going on in town, particularly information about the burgeoning costs of the Dorchester Hotel. Mayor Johnson reported that the proposed panhandling ordinance is in no way intended to prevent charitable organizations from fundraising efforts and is simply meant to address the intimidating and aggressive nature of some panhandlers. Joe Caruso, a Fire Commissioner for Old Fort Fire District, spoke against the proposed automatic aid agreement with Dorchester County expressing concern over the closing of Fire Station No. 4 and other possible pitfalls. He provided some historical information and some statistical information and asked council to table the agreement. Brad Mallet of Coastal Coffee Roasters thanked council for the staff working for the town and reported that Russ Cornette and Doyle Best met with all of the downtown merchants to discuss the Hutchinson Square project and the feedback he received was very positive. There being no further public comments, the Mayor declared that portion of the meeting closed.

### **APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

Mr. McIntosh made a motion, seconded by Mr. Jackson, to approve the minutes of the March 9, 2016 council meeting, the April 4, 2016 special council meeting, and the April 5, 2016 special council meeting as presented. The motion carried unanimously.

### **APPROVAL OF COUNCIL COMMITTEE REPORTS**

Mr. McIntosh made a motion, seconded by Mr. Jackson, to approve the April 6, 2016 Finance Committee Report, the April 6, 2016 Planning and Development Committee Report, the April 6, 2016 Public Works Committee Report, and the April 6, 2016 Public Safety Committee Report as submitted. Mayor Johnson pointed out that there will be an update on the status of WastePro and the Old Fort agreement that are not part of those committee reports. Mr. Bailey added that the committee working on the Old Fort agreement is an ad hoc committee and not the Public Safety Committee. Mayor Johnson called for the vote on approval of those reports and the motion to approve those reports carried unanimously.

Public Works Director Russ Cornette came forward to provide council with an update on WastePro. Mr. Cornette briefed council and the audience on the history of the recycling program and the changes that led to the current reduced recycling plan. He also provided council with some options to consider that would require significant additional funds to implement. He advised council that the staff recommendation was to stay the course and wait the 18 to 24 months for the construction of the new recycling facility and save the town the additional cost of a temporary solution. This was for information and no action was taken.

Councilmember Walter Bailey provided council with a briefing on the proposed Old Fort agreement dealing with annexation of areas within Old Fort Fire District. He explained that the ad hoc committee had one meeting with representatives of Old Fort Fire District and there was some additional information needed for further discussion. One being a legal opinion from the Town Attorney and the other being information related to any outstanding debts of Old Fort that could form the basis of their claim for compensation. This was for information and no action was taken.

### **PETITIONS**

Mr. Brown made a motion, seconded by Mr. McIntosh, to introduce and have first reading of an ordinance to annex Dorchester County TMS # 129-06-07-009, 0.46 acres, located on Renau Blvd and owned by Diane Hill to be zoned PUD "Planned Unit Development". The motion carried unanimously.

### **PENDING BILLS AND RESOLUTIONS**

Mr. Jackson made a motion, seconded by Mr. Bailey, to have second and final reading of an ordinance to annex TMS # 232-00-01-055 located on Berkeley Circle, owned by Sticky Summerville, LLC currently zoned R2 "Manufactured Residential", to be zoned B-3 "General Business". The motion carried unanimously.

Mr. McIntosh made a motion, seconded by Mr. Jackson, to have second and final reading of an ordinance to annex TMS #232-00-02-052, which is 19.821 acres, located at the terminus of Jockey Court and owned by Marymeade Associates to be zoned B3 "General Business". The motion carried unanimously.



Mr. Jackson made a motion, seconded by Ms. Czarnik, to have second and final reading of an ordinance to establish rules applicable to peddlers, charitable solicitors, buskers and panhandlers. The motion carried unanimously.

#### **INTRODUCTION OF BILLS AND RESOLUTIONS**

Mr. McIntosh made a motion, seconded by Mr. Brown, to introduce and have first reading of an ordinance to amend Chapter 6, Section 6-37 of the Code of Laws of the Town of Summerville entitled Adoption of Building Codes. The motion carried unanimously.

Mr. Jackson made a motion, seconded by Mr. Brown, to adopt a Resolution authorizing intersection improvements at Miles Jamison Road and Beverly Drive. The motion carried unanimously.

Mr. Jackson made a motion to send the proposed resolution to require the use of green and gold logos on town police cruisers to the Public Safety Committee for discussion. Ms. Garten-Schmidt agreed stating that she has just recently been given additional information on the subject and would also like to send it to the Public Safety Committee for further discussion. There was no second to the motion; however, the Mayor agreed to send it to the Public Safety Committee for consideration.

#### **MISCELLANEOUS**

Mr. Bailey made a motion, seconded by Mr. Brown, to authorize the execution of an automatic aid agreement with Dorchester County Fire and Rescue. Ms. Czarnik, Mr. Bailey, Ms. Garten-Schmidt, Mr. Brown, Mr. Jackson, and Mr. McIntosh voted in favor of the motion and Mayor Johnson voted against the motion. The motion carried.

#### **EXECUTIVE SESSION**

Mr. Brown made a motion, seconded by Ms. Garten-Schmidt, to enter into executive session to review applications and discuss employment matters related to Chief Municipal Judge; contractual and employment matters related to Town Administrator; contractual and legal matters related to the Dorchester Hotel project and public-private partnership agreement; and legal matters related to Croft vs. Town of Summerville. Mr. McIntosh recused himself from the discussion of the Chief Municipal Judge citing a conflict since he practices law with the current Chief Municipal Judge. Mayor Johnson then called for the vote and the motion carried unanimously with Mr. McIntosh abstaining. Mr. McIntosh did not enter into executive session until the discussion of the employment matters related to Chief Municipal Judge was completed. Council returned to public session at 8:32 p.m. and announced that no action was taken.

Mr. Jackson made a motion, seconded by Mr. Brown, to reappoint David Whittington as Chief Municipal Judge. The motion carried unanimously with Mr. McIntosh abstaining. Mr. Jackson then made a motion, seconded by Mr. Bailey, to authorize the Mayor to execute a contract with Colin Martin as Town Administrator. Ms. Czarnik stated she would abstain from voting because the contract was emailed around 4:00 p.m. and she has not read it. Mayor Johnson called for the vote and motion carried unanimously with Ms. Czarnik abstaining.

**ADJOURN**

There being no further business, the meeting adjourned at 8:34 p.m. on motion of Mr. McIntosh, seconded by Mr. Brown.

Respectfully submitted,

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Lisa Wallace, Interim Town Administrator,  
Director of Administrative Services and  
Clerk/Treasurer

APPROVED:

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William Wiley Johnson, Mayor